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PATENT

#3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 00-1278)

In re Application of: )  
Lawton, et al. )  
Serial No.: 09/765,739 ) Art Unit: 1653  
Filed: January 18, 2001 ) Examiner: To be assigned  
For: Compositions and Methods for the Detection of  
Ehrlichia Canis and Ehrlichia Chaffensis  
Antibodies

Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR  
APPLICATIONS CONTAINING SEQUENCE DISCLOSURES**

Sir:

Applicants file these documents in response to the Notice mailed in the above-mentioned case on June 21, 2001. It is believed that no fee is due in connection with this filing; however, if a fee is due, please charge our deposit account number 13-2490.

Attached are paper and computer readable copies of the sequence listing. Please enter the sequence listing into the application. The information recorded in computer readable form is identical to the written sequence listing and adds no new matter.

Respectfully submitted,

Date: June 13, 2001

By:

  
Lisa M.W. Hillman  
Reg. No. 43,673



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(MBHB Ref. No. 00-1278)

1653  
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JUN 19 2001

Application of: Lawton, et al.

Serial No.: 09/765,739

Filed: January 18, 2001

For: Compositions and Methods for the  
Detection of *Ehrlichia Canis* and  
*Ehrlichia Chaffeensis* Antibodies

) Group Art Unit: 1653

) Examiner: To Be Assigned

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TRANSMITTAL LETTER

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In regard to the above-identified application:

1. We are transmitting herewith the attached
  - a. Response to Notice to Comply with Requirements for Applications Containing Sequence Disclosures;
  - b. Sequence Listing (paper copy) (2 sheets);
  - c. Sequence Listing (electronic copy); and
  - d. Return Receipt Postcard.
2. With respect to fees:
  - a) No fee is required
3. Please charge any deficiency in the amount due, or credit any overpayment, to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. **CERTIFICATE OF MAILING UNDER 37 CFR § 1.8:** The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 on June 13, 2001.

Dated: June 13, 2001

By:

  
Lisa M.W. Hillman  
Reg No. 43,673



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Page 1 of 2

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/765,739	01/18/2001	Robert Lawton	MBHB00-1278

CONFIRMATION NO. 9509

20306  
MCDONNELL BOEHNEN HULBERT & BERGHOFF  
300 SOUTH WACKER DRIVE  
SUITE 3200  
CHICAGO, IL 60606

FORMALITIES LETTER



\*OC000000006098247\*

Date Mailed: 05/21/2001

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE  
DISCLOSURES**

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

*A copy of this notice **MUST** be returned with the reply.*

*nb.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



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Page 1 of 1

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COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/765,739	01/18/2001	Robert Lawton	MBHB00-1278

CONFIRMATION NO. 9509

CORRECTION COVER LETTER



\*OC000000006098220\*

20306  
MCDONNELL BOEHNEN HULBERT & BERGHOFF  
300 SOUTH WACKER DRIVE  
SUITE 3200  
CHICAGO, IL 60606

Date Mailed: 05/21/2001

### COVER LETTER FOR CORRECTION OF PREVIOUS NOTICE

The Notice mailed on 04/25/2001 was sent in error and is hereby withdrawn. A corrected Notice is enclosed. The time period for reply runs from the mail date of the corrected Notice. We apologize for any inconvenience this caused.

*A copy of this notice **MUST** be returned with the reply.*

*Nh*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 1 - ATTORNEY/APPLICANT COPY